

DAC/IFW

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Bernd DISSE

Serial No.: 10/644,333

Filed: 08/20/2003

Docket: 1/1196-1-C1

For: Compounds For Treating Inflammatory Diseases

Petition to Revive Application as Abandoned Under 37 C.F.R. § 1.181(a)(1)

Dear Sir:

This is a petition to revive U.S. Patent Application 10/644,333, filed on August 20, 2003, (hereinafter "the Application")

I. The U.S.P.T.O. has the authority to withdraw the holding of abandonment based on failure to receive office action. See *Delgar. V. Schulyer*, 172 USPQ 513 (D.D.C. 1971):

In *Delgar. V. Schulyer*, 172 USPQ 513 (D.D.C. 1971), the court decided that the office should mail a new Notice of Allowance in view of the evidence presented in support of the contention that the applicants's representative did not receive the original Notice of Allowance. Under the reasoning of *Delgar*, an allegation that an office action was never received may be considered in a petition to withdraw the holding of abandonment. If adequately supported, the Office may grant the petition to withdraw the holding of abandonment and remail the office action. That is, the reasoning of *Delgar* is applicable regardless of whether an application is held abandoned for failure to timely pay the issue fee (35 U.S.C. 151) or for failure to prosecute (35 U.S.C. 133).

II. The Showing Requirement:

The showing required to establish nonreceipt of an Office communication must include:

- (a) a statement from the practitioner stating that the Office communication was not received by the practitioner; and
- (b) attesting to the fact that a search of the file jacket and docket records indicates that the Office communication was not received.
- (c) a copy of the docket record where the nonreceived Office communication would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement.

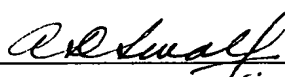
In consideration of these requirements, the practitioner, Andrea D. Small, Reg. No. 54,859, attests the following:

- (a) The office communication of October 15, 2004, was not received by the practitioner;
- (b) A search of the file jacket and docket records (see Exhibits A, B and C) indicates that the Office communication was not received. Exhibit A is a copy of the electronic List of Actions logged for the case where no log was entered for a Office communication dated October 15, 2004; Exhibit B is a copy of all replies docketed for a date three months from the mail date of the nonreceived office action, where no due date was generated for Office communication dated October 15, 2004; and Exhibit C is a mail log for the period starting October 15, 2004 through November 17th, 2004, where no entry of an Office communication was made for the aforementioned case. Also attached is Exhibit D, which is a statement from practitioner's docket manager, Nancy O'Grady, indicating common practice at practitioner's for mail log entries.

III. Applicant has satisfied all the requirements of *Delgar. V. Schulyer*, 172 USPQ 513 (D.D.C. 1971) and the petition to revive the Application should be granted

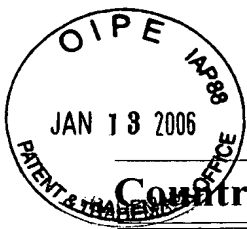
As noted above, applicant has authorized that the fee due under 37 C.F.R. § 1.17(h) for consideration of this petition be charged to Deposit Account 02-2955. Applicant hereby additionally authorizes that the fee for filing of the national application be charged to Deposit Account 02-2955. Lastly, applicant hereby authorizes that any additional fees or any overpayments in connection with this petition and the filing of the national application be charged or credited to Deposit Account 02-2955. A duplicate of this petition is enclosed for the convenience of the U.S.P.T.O.

Respectfully submitted,



Andrea D. Small, Reg. No. 54,859
Attorney for Applicant

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Facsimile: (203) 798-4408



Country Application

Thursday, December 08, 2005

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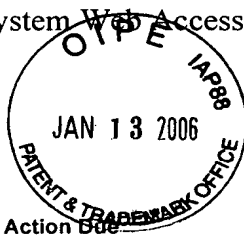
Case Number: 01/1196-1-C1	Country: US	SubCase:
Outside Counsel:	United States of America	
Case Type: CON	Application Status: Published	
Application Number: 10/644,333	Filing Date: 20-Aug-2003	
Publication Number: 0039011	Publication Date: 26-Feb-2004	
Patent Number:	Issue Date:	
Parent/PCT Number:	Parent/PCT Date :	
Parent Issue Number:	Parent Issue Date :	
Tax Schedule: LE	Expiration Date:	
Confirmation #:	Patent Term Adjustment: 0	
Agent:	Agent Reference #:	

List Of Actions

Action(s) Due	Due Date	Action Taken	
Information Disclosure Stmt	20-Nov-2003	Due Date	
1 Month to Due Date	29-Aug-2004	Reminder	22-Sep-2004
3 Month Due Date	29-Sep-2004	Due Date	22-Sep-2004
1st Extension	29-Oct-2004	Reminder	22-Sep-2004
2nd Extension	29-Nov-2004	Reminder	22-Sep-2004
2 Weeks to Final Date	14-Dec-2004	Reminder	22-Sep-2004
6 Month Final	29-Dec-2004	Final	22-Sep-2004

User ID: mphillip
Date Created: 12-Sep-2003
Last Update: 08-Mar-2004

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**Due Date List By Date**

From 15-Oct-2004 to 31-Dec-2004

Due Date Indicator	Action Due Action Type	Case Number	Sub Country Case	Status	Attorneys
17-Oct-2004 Due Date	Request for Examination Substantive Examination	01/1156	United States of America	Abandoned	ADS / GF
Title: Inhalable Formulation of a Solution Containing a Tiotropium Salt					
19-Oct-2004 Due Date	Request for Examination Substantive Examination	01/1174	United States of America	Abandoned	ADS / WY
Title: Pharmaceutical Compositions Based on Anticholinergics and Corticosteroids					
19-Oct-2004 Due Date	Request for Examination Substantive Examination	01/1244	United States of America	Abandoned	ADS / WY
Title: Pharmaceutical Compositions Containing Tiotropium Salts and Antihistamines and Their Use					
24-Oct-2004 Final	3rd Extension US-Missing Parts	01/1567	United States of America	Abandoned	ADS / KO
Title: Compositions of Dietary Metals for Support of the Physiological Intestinal Development of Diarrhea					
25-Oct-2004 Due Date	Request for Examination Substantive Examination	01/1162	United States of America	Abandoned	ADS / GF
Title: Inhalable Formulation of a Solution Containing a Tiotropium Salt					
27-Oct-2004 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1322-1-D1	United States of America	Published	ADS / WY
Title: Powder Formulations Containing Tiotropium Suitable for Inhalation					
29-Oct-2004 Final	6 Month Final US-3 Month Office Action	01/1181-1-C1	United States of America	Abandoned	ADS
Title: Compositions and Methods for Treating Cystic Fibrosis					
29-Oct-2004 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1209-1-C1	United States of America	Published	ADS / WY
Title: Capsules Containing Inhalable Tiotropium					
30-Oct-2004 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1532	United States of America	Published	ADS / WY
Title: Medicaments for Inhalation Comprising a Steroid and a Betamimetic					
02-Nov-2004 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1187-1-C1	United States of America	Abandoned	ADS
Title: Medical Formulation Containing a Muscarinic Agonist					
03-Nov-2004 Final	Non-POV Filing Due Non-Provisional Filing Due	01/1577 PV	United States of America	Converted	ADS / WY
Title: Process for the Preparation of New Tiotropium Salts, New Tiotropium Salts as Such and Pharmaceutical Compositions Thereof					

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Due Date List By Date

From 15-Oct-2004 to 31-Dec-2004

Due Date Indicator	Action Due Action Type	Case Number	Sub Country Case	Status	Attorneys
03-Nov-2004 Final	Non-POV Filing Due Non-Provisional Filing Due	01/1578 PV	United States of America	Converted	ADS / WY
Title: Novel Tiotropium Salts, Process for the Preparation and Pharmaceutical Compositions thereof					
03-Nov-2004 Final	Non-POV Filing Due Non-Provisional Filing Due	01/1580 PV	United States of America	Converted	ADS / WY
Title: Novel Crystalline Anhydrate with Anticholinergic Efficacy					
08-Nov-2004 Final	Non-POV Filing Due Non-Provisional Filing Due	01/1589 PV	United States of America	Converted	ADS / GF
Title: Powder Inhaler					
10-Nov-2004 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1542	United States of America	Pending	ADS / SE
Title: Amorphous, Spray-dried Powders Having a Reduced Moisture Content and a High Long Term Stability					
13-Nov-2004 Due Date	Request for Examination Substantive Examination	01/1171	United States of America	Published	ADS / WY
Title: Pharmaceutical Compositions Based on Tiotropium Salts and Salts of Salmeterol					
23-Nov-2004 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1563	United States of America	Published	ADS / EG
Title: Administration Form for the Oral Application of Poorly Soluble Acidic and Amphoteric Drugs					
24-Nov-2004 Final	4th Extension US-Missing Parts	01/1567	United States of America	Abandoned	ADS / KO
Title: Compositions of Dietary Metals for Support of the Physiological Intestinal Development of Diarrhea					
24-Nov-2004 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1563	United States of America	Published	ADS / EG
Title: Administration Form for the Oral Application of Poorly Soluble Acidic and Amphoteric Drugs					
24-Nov-2004 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1564	United States of America	Published	ADS / SE
Title: Method for Preparing Homogenous Liposomes and Lipoplexes					
26-Nov-2004 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1273	United States of America	Abandoned	ADS / WY
Title: New Pharmaceutical Compositions Based on Anticholinergics and Ciclesonide					

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Due Date List By Date

From 15-Oct-2004 to 31-Dec-2004

Due Date Indicator	Action Due Action Type	Case Number	Sub Country Case	Status	Attorneys
29-Nov-2004 Due Date	Response Due US-Missing Parts	01/1680 PV	United States of America	Pending	ADS / WY
Title: Substituted Cycloalkyl Derivatives, Process for the Manufacture Thereof and Use Thereof as Medicament					
07-Dec-2004 Due Date	US-Restriction Follow Up Date US-Restriction	01/1194-1-C1	United States of America	Abandoned	ADS / WY
Title: Pharmaceutical Compositions Based on Anticholinergics and Endothelin Antagonists					
09-Dec-2004 Due Date	3 Month Due Date US-Final Office Action	01/1344	United States of America	Abandoned	ADS / WY
Title: Combination of an Adenosine A2A-Receptor Agonist and Tiotropium or a Derivative Thereof for Treating Obstructive Airways and Other Inflammatory Diseases					
20-Dec-2004 Due Date	Request for Examination Substantive Examination	01/1175	United States of America	Abandoned	ADS / WY
Title: Pharmaceutical Compositions Based in Anticholinergics and Dopamine Agonists					
24-Dec-2004 Final	Final Deadline US-Missing Parts	01/1567	United States of America	Abandoned	ADS / KO
Title: Compositions of Dietary Metals for Support of the Physiological Intestinal Development of Diarrhea					

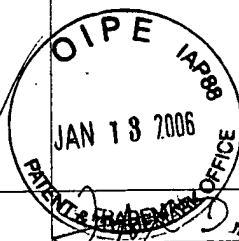
Page: 1

**Due Date List By Date**

From 31-Dec-2004 to 31-Jan-2005

Due Date Indicator	Action Type	Case Number	Sub Country Case	Status	Attorneys
04-Jan-2005 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1572	United States of America	Published	ADS / HA
Title: Process for Preparing N-Substituted 3-Beta-Aminonortopanes					
06-Jan-2005 Due Date	US-Restriction Follow Up Date US-Restriction	01/1316	United States of America	Published	ADS / WY
Title: HFA Suspension Formulations Containing an Anticholinergic					
26-Jan-2005 Due Date	US-Restriction Follow Up Date US-Restriction	01/1238	United States of America	Granted	ADS / WY
Title: Sprinkling Method for Preparing Powder Formulations					
26-Jan-2005 Due Date	US-Non-Responsive Amendment US-Non-Responsive Amendment	01/1300	United States of America	Abandoned	ADS / WY
Title: Pharmaceutical Compositions Based on Anticholinergics and EGFR Kinase Inhibitors					
29-Jan-2005 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1577	United States of America	Published	ADS / WY
Title: Process for the Preparing New Tiotropium Salts, New Tiotropium Salts as Such and Pharmaceutical Compositions Thereof					
29-Jan-2005 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1578	United States of America	Published	ADS / WY
Title: Novel Tiotropium Salts, Process for the Preparation and Pharmaceutical Compositions Thereof					
29-Jan-2005 Due Date	Information Disclosure Stmt Information Disclosure Stmt	01/1580	United States of America	Published	ADS / WY
Title: Novel Crystalline Anhydrate with Anticholinergic Efficacy					

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October 15, 2004

In

Dr to Juro 10/15 Re USF 2004/0042966

RPR

JAX 10/15 Dr Juro Case 1/1162-1-C1 - Prior Art

ATS

E Mail J Kellard Case 13/097 Jila before 10/30

DD

Ltr Jilene / R Millonig Re C.A. Case status H.P. & P.

✓ PCY Case 9/277 PCY Copyright App as Published

AB

Ltr Lerman & Green Juvenile

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Non Rev "Lucky" CT to Customer Needs Commercial Liability Mgr

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Non App "An Evaluation of the (Pia out) Binding Mode etc"

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E Mail to Sherry Spar Non App "Reversed Phase Separation etc"

USPTO Case 1/1068/1070-2-G IDS

M.M.

USPTO Case 3/334-7-C6 Jupp IDS

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USPTO Case 1/1573 Non & Non Jly

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October 15, 2004

In JAX Dr to Juro 10/15 Re USP 2004/0042966 RPR
 JAX 10/15 Dr Juro Case 1/1162-1-C1 Prior Act ATS
 EMail J Kellord Case 13/097 Jila before 10/30 DD
 Ltr Pierre / R Millonier for CAs Case stating HPH & LP
 ✓ PCT Case 9/277 PCT Copyright App as published AB
 Ltr Lemon & Green France
 In Mon Rev "Looking C.T. to Customer Needs & Commercial Viability" MGT

out Mon App "An Evaluation of the (Pkg out) Binding Mode etc" F
 out EMail to Sherry Shaw Mon App "Reversed Phase Spectrometry" F
 | US Pto Case 1/1068/070-2-G IDS MM
 | US Pto Case 3/334-7-C6 Supp IDS MM
 out US Pto Case 1/1573 Mon & Nov 2ly TC

October 18 2004

In X Order Letter - Case 13/097 Non Proo 2ly J Kelland DD
 Ltr 10/15 Dr Kethumel Case 1/1461 1st L Search Report TXW
 Ltr 2 B Dehn 10/13 Case 1/1589 English Transl Work ADS
 JAX 10/18 Target Austria Person. Maurice Legall DD
 Ltr 10/15 Nobey Williams re 2/1 on Brazilian Practical Change Transl WMD
 Ltr 10/14 Dr Peter Ling Case 5/1307 File TCB
 ✓ US PTO Case 9/270 A Record Assign ARS
 Ltr 4 PTO 10/15 HC Wamsley la New Membership RFR
 ✓ US PTO Case 1/1538 Missing Parts AB
 ✓ US PTO Case 1/1538 2ly Receipts AB
 ✓ US PTO Case 9/192-1-DI Issue Notification AB
 ✓ US PTO Case 1/1536 Updated 2ly Receipts TXW
 ✓ US PTO Case 1/1534 Updated 2ly Receipts TXW
 ✓ US PTO Case 1/1390/1416 Missing Parts ARS
 ✓ US PTO Case 1/1390/1416 2ly Receipts ARS
 ✓ US PTO Case 9/323 IV 2ly Receipts PD
 ✓ US PTO Case 1/1533 Updated 2ly Receipts TXW
 ✓ US PTO Case 1/1493 Updated 2ly Rec ARS
 ✓ PCT Case 9/279 PCT Receipt of Demand PD
 ✓ PCT Case 9/261 PCT 1st L Operation Exam Report PD
 ✓ PCT Acknowledge Receipt Case 9/279 PCT Demand JR
 ✓ US PTO Case 1/1426 Updated 2ly Rec DD
 ✓ US PTO Case 1/1502 Updated 2ly Rec DD
 ✓ In US PTO Case 9/272 Record Assign TXW
 out E Mail Manapp J Kelland "Novel 8-sub Digis" ARS
 out PCT Case 1/1479 PCT File Demand SKP
 out " " 1/1477 PCT " " SKP
 out PCT 1/1475 PCT File Demand SKP
 out Manapp "Linking CT to Customer Needs etc" ARS
 out US PTO Case 1/1576 Non Proo 2ly ARS
 out US PTO Case 1/1490 Reply w/ Prelim Demand SKP
 out US PTO TM CLEAN Up TM TXW

October 19 2004

Ltr 10/7 Joley Jly Rec "Equine Herpes Virus Vaccine" Mobile HMD

Ltr 10/7 Joley Mobile Jly Rec Case 10/026 UNO

Memo Schen 10/18 Philip Dattow S Chen RPR

Ltr 10/12 MIRALAX Opticlock et al 4 Bacon TXW

Ltr 10/14 Transuloin - Request for Disclosure USV Limited ARS

✓ USPTO Case 9/291 PCT POSTCARD PCT Joley TXW

✓ USPTO POSTCARD Case 9/290 PCT PCT Joley DD

✓ 13/123 IDS DD

✓ 1/1547 English Translation ARS

✓ 1/1497 IDS SICK

✓ 9/273 IDS ID

✓ 9/272 Supp IDS TXW

✓ 9/252 Supp IDS TXW

✓ 9/247 Supp IDS ID

✓ 9/246 Supp IDS ID

✓ 1/1539 Non Provable DD

✓ 1/145-1-C1 Cont Jly TXW

✓ 1/1572 Non Provable ADS

✓ 1/1553 IDS ARS

✓ 9/291 Non Provable TXW

✓ USPTO POSTCARD Case 9/253 Same Jly TXW

✓ USPTO Case 1/1003-2-D1 Office Communication TXW

✓ USPTO Case 1/1262 CA SICK

Ltr Remon's Dream 9/30 Invoice ARS

Ltr 10/13 Biddle lawyer / R Cherkin - Transuloin - Translation Reg ARS

✓ USPTO Case 1/1003-3-C2 Notice of Allowance TXW

In ✓ USPTO Case 1/1264 Amendment POSTCARD ARS

Gent Not Map USPTO Case 1/1112-1-C1 RCE TXW

Gent Not Map USPTO Case 9/254 Restriction Reg ARS

not Not Map USPTO Case 1/1310 Amendment ADS

Gent Not Map USPTO Case 1/1162-1-C1 RCE / IDS ADS

October 20 2004

✓ In ✓ Order Letter 10/15 Feitz Case 1/1596 English Trans - Desk - Pin Doc - PD
 ✓ Order Letter 10/13 Feitz Case 1/1587 English Trans - Desk - Pin Doc - PD
 ✓ US PTO Case 1/150 Notice of Allowance TXW
 Ltr 10/13 M Hass Assign + Declare 1/1497 SKP
 Ltr 10/17 Case 1/1529 Assign + Declare TXW
 In Ltr 10/12 Case 1/1509 Assign + Declare TXW

out US PTO Case 1/1228 Response PD
 out US PTO Case 10/0526 Record Assign SKP
 out US PTO Case 1/1508 Record Assign SKP
 out US PTO Case 1/1508 Missing Parts SKP
 out US PTO Case 13/110 Non Prov 2ly PD
 out not US PTO Case 1/1550 Declaration TXW
 out not US PTO Case 1/1550 Record Assign TXW
 out not US PTO Case 9/261-2-D2 Div 2ly PD
 out not US PTO Case 9/262-1-D1 Div 2ly PD

140 ✓

October 21, 2004

In Patentec Disk US 5,632,470 + 08/24/2811 P1
 Jts 10/19 Dr. Gendrichs Case 1/1588 2/kin. Documents RGR
 ✓ USPTO Case 1/1551 Missing facts DD
 ✓ USPTO Case 1/1551 Jlg Receipts DD
 ✓ USPTO Case 1/1292-2-CR Jlg Receipts TXW
 ✓ USPTO Case 1/1454 Notice of Publication of application ARS
 ✓ USPTO Case 1/1659 PV Jlg Receipts ID
 ✓ USPTO Case 9/283 Jlg Receipts DD
 ✓ USPTO Case 9/283 Missing facts DD
 ✓ USPTO Case 13/085 Issue Notification DD
 ✓ USPTO Case 1/1230 Office Communication TC B
 ✓ USPTO Case 13/131 PV Jlg Rec ARS
 ✓ USPTO Case 1/1003-4-C3 Notice of Publication of application TXW
 ✓ USPTO Case 9/324 PV Jlg Receipts ID
 ✓ USPTO Case 9/324 PV Missing facts ID
 ✓ USPTO Case 9/287 Missing Facts DD
 ✓ USPTO Case 9/287 Jlg Rec DD
 ✓ USPTO Case 1/1557 Missing facts TXW
 ✓ USPTO Case 1/1557 Jlg Receipts TXW
 ✓ PCT Case 1/1477 PCT Int'l Application SKY
 In JAY Joley US Mc Bride Re US 5,839,877 KMD

brief USPTO Case 5/126 ✓ Reply after Search SKY
 out USPTO Case 1/1151-1-C1 Receipts OA-Amendment TPW
 brief USPTO Case 1/1150-1-C1 Cont Jlg TXW
 brief USPTO Case 9/204 Issue Fee AB

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USPTO Case 1/1150 Issue Fee
USPTO Case 9/263 PCT Reg Listing
USPTO Case 5/1310 Amendments SKY

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DD

141

October 22, 2004

In ✓ PCT Case 9/283 PCT Receipt of Record Copy DD
✓ PCT Case 9/287 PCT Receipt of Record Copy DD
✓ PCT Case 9/286 PCT Receipt of Record Copy DD
✓ PCT Case 9/276 PCT Transmittal of Priority Document AB
✓ PCT Case 1/1479 PCT Int'l Application as Published SKY
✓ PCT Case 9/266 PCT Office Divided of Election ID
✓ PCT Case 1/1475 PCT Application as Published SKY
✓ USPTO Case 5/1245-1-C1 Notice of Allowance TCB
✓ USPTO Case 1/1242 Notice of Abandonment TXW
✓ USPTO Case 1/1547 Updated 2ly Receipt ARS
✓ USPTO Case 1/1174 Notice of Abandonment ARS
✓ USPTO Case 1/1238 Notice of Allowance ARS
✓ USPTO Case 1/1561 Missing Parts SKY
✓ USPTO Case 1/1561 2ly Receipt SKY
- 9/237 OA ID

Received 10/22/04 1 Thera-Pro Approval Ext Reg UMD
opened & stamped 10/25/04 - 9/145-1-D1 Notice of Allowance AB
- 1/200-1-C1 Notice of Abandonment AB
Not out 10/22 Pro others Patent Case 13/104 ARS
- 1/1250 AB

JAX M. Dawson US 6,531,506 M. Brown / Stuart / Parker 10/22 AB
Map

Let's 10/21 Jalely Invoice

In ✓ Let's JB Dehn Case 1/1581, 1/1582, 1/1583 & 1/1595 English Trans + Sub TCB
✓ USPTO POSTCARD Case 9/227 Issue Fee AB
✓ 9/209 Resp to OA ID
✓ 9/276 Issue Fee AB
✓ 13/092-1-C1 IDS ID
✓ 9/261 Issue Fee ID
✓ 13/118 Notice to Comply ID
✓ 9/262 Issue Fee ID

In ✓ USPTO POSTCARD Case 9/247 Response ID
not USPTO Case 1/1509 Record Assign & Delegation TXW
not USPTO Case 1/1003-3-C2 Issue Fee TXW

October 25, 2004

In Ltr 10/21 JBDemo Case 1/1588 Disk & English translation TCB
 ✓ PCT Case 9/265 PCT full search report ID
 ✓ Order Letter 10/19 Keller Case 1/1600 English trans, prior to Disk to RPR
 ✓ Order Letter 10/20 Case 1/1583 Non-Prov Sg ^{2 spaces in German} 1/1583 1/1787 RPR
 ✓ PCT Acknowledge Receipts 1/1475 PCT Demand JR
 ✓ PCT Ack Rec 1/1479 PCT
 ✓ PCT Ack Rec 1/1477 PCT Demand JR
 ✓ PCT Case 9/288 PCT Receipt of Search Copy AB
 ✓ USPTO Case 1/1562 Missing Parts TXW
 ✓ USPTO Case 1/1562 Sg Rec TXW
 ✓ USPTO Case 9/227-1-D Sg Rec AB
 ✓ USPTO Case 1/1293 Advisory Opinion TXW
 ✓ USPTO Case 1/1466 Missing Parts SKP
 ✓ USPTO Case 1/1466 Sg Receipts SKP
 ✓ USPTO Case 9/321 A Sg Rec ADS
 ✓ USPTO Case 9/269 Updated Sg Receipts ARS
 ✓ USPTO Case 1/1543 Updated Sg Rec ID
 ✓ USPTO Case 13/082 Issue Notification SKP
 ✓ USPTO Case 1/1555 Missing Parts ID
 ✓ USPTO Case 1/1555 Sg Rec ID
 ✓ USPTO Case 1/1373 Complete App SKP
 ✓ USPTO Case 9/218 OA SKP
 ✓ USPTO Case 1/1348 Notice of Abandonment TXW
 ✓ USPTO Case 13/109 Updated Sg Rec DD
 Memo 10/15 T. Kelly Member "Disclosure of Good LFA-1 Inhibitors" RPR
 In ✓ JAX USPTO Case 10/052a Search Assign SKP

out 200 USPTO Case 1/1261 Reply to OA Notice of Appeal TXW
 out 11/1 USPTO Case 13/090 Amendment - I DS

October 26, 2004

✓ PCT Case 9/288 PCT Receipt of second copy AB
 ✓ USPTO Case 9/288 Missing Parts AB
 ✓ USPTO Case 9/288 2lg Receipt AB
 ✓ USPTO Case 1/1306 OA TXW
 ✓ USPTO POSTCARD Case 9/281 PCT PCT 2lg DD
 ✓ 9/281 Non Prov 2lg DD
 ✓ 9/292 Non Prov 2lg SKP
 ✓ USPTO POSTCARD Case 3/334-7-C6 supp f.d.s. TCB
 Ltr 10/21 Joley / Carter Inverall UMI
 Ltr 10/21 W Doringen Case 1/1485 Int'l Search Report ADS
 Ltr 10/21 Dr J. Peltz Case 1/1421 Int'l Search Report UMI
 Ltr / Reminder 10/25/04 Case 1/1431 Foreign filing instructions ARS
 10/26 Ltr / Reminder 10/25 Case 1/1435 " " " " ARS
 Received 10/26 Ltr 10/18 M Hoss Case 1/1563 Assign + Declara TCB
 Ltr 10/25 1/1564 ADS
 Ltr 10/25 1/1542 ADS
 Ltr 10/22 M Hoss Case 1/1558 Assign + Declara SKP
 ✓ USPTO POSTCARD Case 1/1573 Non Prov Filing TCB
 ✓ USPTO POSTCARD Case 1/1068/1070-2-Cr 2 DSO TCB
 ✓ PCT Case 9/258 PCT Int'l Prelim Exam Report AB
 ✓ USPTO Paper No 21 Re Cert for deposit Granted PLSV UMI
 ✓ USPTO Case 1/1260 OA LD
 ✓ USPTO Case 1/1379 Record Assign TXW
 Invt 10/27 Order Letter Case 1/1632 English Spec, Prior Doc + Suck PD
 Invt 10/26 USPTO Case 1/1198-1-D1 Notice of allowance ARS

out	US PTO Case 5/1310 Issue Fee	SKP
	US PTO Case 13/098-1-D, Amendment / Issue Fee	SKP
	US PTO Case 1/1546 Record Assign	SKP
	US PTO Case 1/1546 Declaration	SKP
	US PTO Case 1/1298 PCT Record Assign	SKP
	US PTO Case 1/1298 PCT Declaration	SKP
	US PTO Case 1/1497 Declaration	SKP
out	US PTO Case 1/1497 Record Assign	SKP
out	US PTO Case 1/1238 Issue Fee	ADS
out	US PTO Case 1/1477 PCT Correct Sp L Y T L to L Y T L E	SKP
out	US PTO Case 1/1479 PCT	SKP
out	US PTO Case 1/1475 PCT Correct Spelling L Y T L to L Y T L E	SKP
out	PCT Correct Spelling L Y T L to L Y T L E Case 1/1475	SKP
out	PCT " " " " Case 1/1475	SKP
out	PCT Correct Spelling of L Y T L to L Y T L E 1/1475	SKP
out	US PTO Case 13/097 Non Proo Sfg	DD
out	US PTO Case 1/1421 ADS	T.X.W
out	US PTO Case 1/1485 ADS	ADS

✓ 146 ^{out} _{out} USPTO Petition for foreign filing License 10/16/04 DD
 USPTO Case 1/1574 Non prov Jly TCB
 USPTO Case 1/1581 Non prov Jly TCB

October 29, 2004

In JAX Yamasaki Re F/OMAX Re LER Reprimand 10/19 ARS
 ✓ JAX USPTO Record Assign Case 1/1553 ARS
 ✓ JAX USPTO Record Assign Case 1/1552 ARS
 ✓ JAX USPTO Record Assign Case 1/1548 ARS
 ✓ JAX USPTO Record Assign Case 9/286 DD
 ATNisselle Cert Copies Case 9/249 War JR
 ✓ USPTO Letters Patent Case 9/192-1-D1 AB
 ✓ USPTO Case 1/1292-2-C1 OA TXW
 ✓ USPTO Case 1/1248-1-C1 OA ARS
 ✓ USPTO POSTCARD Case 1/1310 Amendment ADS
 ✓ USPTO 1/1228 Response ID
 ✓ 9/254 Election AB
 ✓ 1/1162-1-C1 RCE/ADS ADS
 ✓ 1/1550 Declaration TXW
 ✓ 1/1494 Reg Listing SKP
 ✓ USPTO POSTCARD Case 1/1576 Non prov Jly ARS
 The 10/16 H Party Case 1/1564 Non-Patent References ADS
 ✓ USPTO POSTCARD Case 1/1150 Issue Fee TXW
 ✓ 9/261-2-D1 Div Jly ID
 ✓ 13/110 Non prov Jly DD
 ✓ 9/262-1-D1 Div Jly ID
 ✓ 1/1003-3-C2 Issue Fee TXW
 ✓ USPTO POSTCARD Case 1/1112-1-C1 RCE TXW
 ✓ USPTO Case 1/1542 Missing Parts ADS
 ✓ USPTO Case 1/1542 Jly Receipts ADS
 ✓ USPTO Case 1/1519 Updated Jly Receipts TXW
 In ✓ PCT Case 9/287 PCT Receipts of French Copy DD
 out USPTO Case 1/1305-1-C1 Cert Jly DD
 out USPTO Case 9/263 Sequence Listing DD
 out USPTO Case 1/1578 Non prov Jly ADS
 out USPTO Case 1/1577 Non prov Jly ADS
 out USPTO Case 1/1580 Non prov Jly ADS
 out USPTO C.O. 1/1349 Issue Fee DD

November 1, 2004

✓ In Ltr 10/21 Jolley Case 10/026-12-C10 OA UMD
 ✓ JAX USPTO Case 1/1497 Record Assign SLP
 Director of Corporate Counsel 2004 2 Books RPR/MPH
 Ltr 10/27 Conf 1/1542 References on CDH Party ADS
 ✓ JAX USPTO Case 1/1546 Record Assign SLP
 ✓ JAX USPTO Case 1/1298 PCT Record Assign SLP
 JAD Kaplan & Helman 1/1968/1070 1/104 M Deiner Draft Prelim Exam H41
 ✓ USPTO Case 1/1558 Missing Parts SLP
 ✓ USPTO Case 1/1558 Filing Receipt SKP
 ✓ AC USPTO Case 9/248 PCT Prelim Exam Report TD
 ✓ AC USPTO Case 1/1475 PCT Receipt of Demand SLP
 ✓ AC USPTO Case 1/1479 PCT Receipt of Demand SLP
 ✓ USPTO Case 1/1256-2-C1 Filing Receipt SKP
 ✓ USPTO Case 1/1256-1-D1 Filing Receipt SKP
 ✓ USPTO Case 1/1504 Updated Filing Receipt SKP
 Ltr 10/29 McKee Voorhees + please Re USPT 950,655 TXW

out USPTO Case 1/1363 Amendment 1 of DS TXW

148

November 2 2004

Letter 8/1, Kenya/Kenya/Thomas Nelson Re Freedom to Open Meridien's Xcelmin 4/1
 Letter 8/1, "Churman" Peter #95 release Mof
 Memo 4/1, E. Long NO - forget Intro - p 38 Mof
 ✓ USPTO POSTCARD Case 1/1509 Record Assign TXW
 ✓ 13/090 Amendment - ADS PD
 ✓ 1/1151-1-C1 Amendment TXW
 ✓ 1/1150-1-C1 Cont Ill TXW
 ✓ 9/204 Issue Dec AB
 ✓ 1/1550 Record Assign TXW
 ✓ USPTO POSTCARD Case 5/1262 Reply after Inter-^{Notary} appeal SKP
 ✓ USPTO Case 1/1015-2-C2 Off TXW
 ✓ USPTO Case 5/1256 Off Restrict Reg SKP
 ✓ USPTO Case 1/1177 Reg Restrict SKP
 ✓ USPTO Case 1/1560 Missing Parts TXW
 ✓ USPTO Case 1/1560 Ill Rec TXW
 ✓ USPTO Case 1/1162-1-C1 Off Petition/Printed ADS
 ✓ PCT Case 9/283 PCT Transmitted of Priority Doc DD
 ✓ PCT Case 9/247 PCT Steps Required PS
 ✓ PCT Case 1/1477 PCT Receipts of Demand SKP
 ✓ PCT Case 9/287 PCT Transmitted of Priority Document DD
 In 5 PCT Receipts of Record Copy Case 9/276 PCT AB
 Letter yonahuch 10/29 H North Re F/O MAX Re 10/27 Re Lenc ARS

out USPTO Case 9/319 PV Duplicate of Invention - Missing Parts DD
 out USPTO Case 1/1589 Non Prior Ill ADS
 out USPTO Case 1/1593 Non Prior Ill ADS
 out USPTO Case 9/193 Cont 4-D3 Issue Dec AB
 out USPTO Case 9/170/1193-3-D3 Issue Dec AB
 out USPTO Case 1/1303 Resp to No V Compliance Amend ADS

149

		November 3 2007	
In	Letter 10/14 (rec'd 11/3)	Telnet request Telnication Shoreline TXW	
	Memo "1/2 Denazaka Mon Rev" 5/11/61 Jpn Press: etc"	R/R	
	Memo "1/2 Scherbeck Mon Rev" "Ultrasonic Vibration Production etc"	R/R	
✓	USPTO PATCARD Case 9/263 PCT	Jeg Galsberg	DD
✓	" / " /	5/1316 Sand Sea	LD
✓	" / " /	11/509 Declaration	TXW
✓	USPTO PATCARD Case 1/1261 OA	Notice of Appeal	TXW
✓	PCT Case 9/265 PCT Int'l Application Published		LD
✓	PCT Case 9/277 PCT Comm to Designated offices		AB

out	US PTO Case 9/225 Issue Fee	FD
out	US PTO Case 1/1533 Correct Jly fee	TXW
out	US PTO Case 1/1530 Record Assign	TXW
out	US PTO Case 1/1530 Declaration	TXW
out	US PTO Case 1/1529 Missing Parts	TXW
out	US PTO Case 1/1529 Record Assign	TXW
out	US PTO Case 9/328 fee Prov Jly	DD
out	US PTO TM CITADEL Exp Reg	MMO
out	US PTO Case 1/1583 Non Prov Jly	TGB
out	US PTO Case 1/1787 Non Prov Jly	TGB

November 4, 2004

In JAX to Jucks 11/4/04 Case 1/1449 Prior Art ADS
 JAX Acknowledge Receipt 1/1250 Letters Patent AB
 JAX Acknowledge Receipt 1/1174-2-D2 Letters Patent ARS
 JAX 1/2 Dr. Gendrich Case 1/1588 Prior Art TCB
 ✓ USPTO for Jly license RO & 04/030 license # 533,570 DD
 Memo 11/3 U. Fed. - for Jly license "Ed Research License Community" 1/2-3 Nat
 Insurance, Vail Patchel # 10178776 MME
 GTE Mail T Witkowski Case 1/1531 Journal papers ^{Stanley} KONETZKI, TXW
 ✓ 10/28 M. H. Case 1/1464 Journal papers AB
 ✓ USPTO Letters Patent Case 13/085 DD
 ✓ USPTO Case 1/1195 OA ARS
 ✓ USPTO Case 1/1147-1-C1 OA Jnl ADS
 ✓ USPTO Case 1/1401 OA TCB
 ✓ USPTO Case 1/1068/70-2-C2 OA TCB
 ✓ USPTO Case 9/170/193-4-D4 Jly for AB
 ✓ USPTO Case 3/334-7-C6 Jly for TCB
 ✓ USPTO Case 10/052a updated Jly for SKY
 ✓ USPTO Case 1/1145 Notice of Abandonment TXW
 ✓ PCT Case 9/234 PCT (Abandonment) Ptego Required fD
 ✓ PCT Case 9/286 PCT Receipt of Revised Copy DD
 ✓ PCT Case 1/1477 PCT ^{Postscript} Comm. of Univ of MN - US96/10595 MME
 ✓ USPTO Case 1/1492 Withdrawal of Previously Sent Notice SKY
 ✓ USPTO Case 1/1492 Sequence Listing SKY
 ✓ USPTO Case 9/255-1-D Jly for AB
 ✓ USPTO Case 5/1272-1-D Jly for AB
 ✓ USPTO Case 1/1461 Notice of Publication of Application ADS
 ✓ USPTO Case 13/076-2-C2 Notice of Abandonment fD
 In ✓ USPTO Case 13/118 Sequence Listing fD
 out USPTO Case 1/1582 Non Proving Jly TCB
 out USPTO Resp to OA Case 1/1409 fD
 out USPTO Case 13/120 fD DS

November 5, 2004

In JAX M~~h~~ Case 1/1195 10/rr/04 Abandonment ARS
 Memo E Leger. NOA Frank Roseberger Bt JB 1941 MAF
 ✓ USPTO Case 1/1242 -1-C1 Jly Rec TXW
 ✓ USPTO Foreign Filing License. Rdt 04/030 DD
 ✓ USPTO Case 1/1564 Missing Parts ADS
 ✓ USPTO Case 1/1564 Filing Receipt ADS
 ✓ USPTO Case 1/1090 Notice of Abandonment TCB
 ✓ USPTO Case 1/1550 Updated Filing Receipt TXW
 In ✓ USPTO Case 9/170/193-5-C1 Filing Receipt AB

out USPTO Case 1/1343-1-C1 Cont Jly ARS
 out USPTO Case 1/1343 Ext of Time ARS
 out USPTO Case 1/1302 Reply w/Amend SKY

November 8 2004

In/ ✓ Ltr M/L Case 11/03 Case 11/307 Assign. Decline DD
 ✓ US fto Case 9/266 OAK PD
 Ltr H. Gendreau Case 11/55, Int'l Search Report DD
 Memo U. Patel for J. D. L. "B. H. D. C. Report" 1/5 MAF
 ✓ Memo T. Kelly "Non Law" Allegations of Negligence in Sulfur: etc. MAF
 ✓ Order Letter Case 11/610 Disk English & Prior Documents DD
 JAX Foreign Spunk 20 pages Case 11/390/1416 Jerna ARS
 JAX 11/2 G. J. Case 3/443 Prior Act TXW
 ✓ JAX US fto Case 11/530 Acknowledgment of Assign TXW
 ✓ JAX US fto Case 11/529 Record Assign TXW
 US Post Office Express Mail Airtel 10/31/04 MAF
 Executed J. J. Case 10/062 PD
 ✓ Ltr 11/4 E. G. Case 11/502 Int'l Search Report DD
 ✓ PCT Case 9/289 PCT, P. M. of Fees TXW
 ✓ US fto Case 11/298 PCT Updated S. J. Rec SKP
 ✓ US fto Case 13/174 Missing Parts PD
 ✓ US fto Case 13/242 S. J. Rec PD
 ✓ US fto Case 9/183-5-1-1 Issue Notification AB
 ✓ US fto Case 9/286 Updated S. J. Rec DD
 ✓ 2 US fto Case 11/262 L. G. OAK ARS

out US fto Case 11/464 Declaration AB
 out US fto Case 11/305 Issue Fee DD
 out US fto Case 5/315-1-C1 Status Inquiry AB
 out Non App "B. H. D. 2061 Synthesis: etc" PD
 out US fto Case 13/083-1-D1 Reg. Pending App SKP
 out US fto Case 9/330 TV Prior App ARS
 out US fto Case 5/1310 Withdraw from Issue SKP
 21% L. C. S

Page - 1 -

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November 9, 2004

In	Memo Paul Anderson Non Rev "The Reliability of UFA in its Challenged Supply of 301A/C Lullia Map"	
to Paul	Weil, Dated Ch 17577 for 15, 18.17 - lettering from	Mat
✓	USPTO POSTCARD Case 1/12/38 Issue Fee	ADS
✓	1/1485 f DS	ADS
✓	1/1303 Response to Non-Completion of DS	ADS
✓	1/1577 Non Prov 2ly	ADS
✓	9/193 CIP-4-D3 Issue Fee	AB
✓	9/170/193-3-D3 Issue Fee	AB
✓	1/1581 Non Prov 2ly	TCB
✓	1/1305-1-C1 Cont 2ly	DD
✓	1/1363 Broadments + f DS	TXW
✓	9/293 PCT PCT 2ly	AB
✓	1/1574 Non Prov 2ly	TCB
✓	9/293 Non Prov 2ly	AB
✓	13/097 Non Prov 2ly	DD
✓	1/1479 Record of Change - PCT Rule 92	SKP
✓	1/1477 " " " "	SKP
✓	9/278 PCT " " "	AB
✓	1/1580 Non Prov 2ly	ADS
✓	9/263 Deficiency Lettering	DD
✓	1/1578 Non Prov 2ly	ADS
✓	1/1461 f DS	ADS
✓	1/1553 English Trans	ARS
✓	1/1089 Correct Assignee	ID
✓	1/1548 English Trans	ARS
✓	1/1552 English Trans	ARS
✓	5/1290 Amend & Resp	AB
✓	1/1421 f DS	TXW
✓	1/1475 PCT Record Change PCT Rule 92	SKP
✓	13/078-1-D1 Amend	SKP
✓	1/1349 Issue Fee	DD
In	USPTO POSTCARD Case 5/1310 Allowance Fee	SKP

154✓

Page - 2 -

November 9, 2004

In ✓	PCT Case 1/1475 for Comm to Designated Offices	SKP
✓	PCT Case 1/1479 PCT " " " "	SKP
✓	PCT Case 10/0524 PCT Int'l Search Report	SKP
✓	PCT Case 9/277 PCT Copy Int'l Application	AB
	NO of Ballou et al - HCV Inhibitors	AD
	A Maselli Obtain Publication - 455009/645,556 etc	TXW
	A Maselli for License for 04/030	DD
In	Kenyan & Kenyan Invasive 679011	MPM

out

out

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✓ 2220

US PTO Case 9/244 Amendment

US PTO Case 1/1554 English Translation

US PTO Case 1/1554 Record Essays

US PTO Case 1/1554 Declaration

PD

PD

PD

November 10 2004

✓ Ltr 11/8 Sprick Re: 44- Bethesda ~~Therms~~ HP - Novartis Stimulant SKP
 ✓ USPTO Office Communication Case 9/213 + DS Mark of Record AB
 ✓ USPTO Case 1/1494 Updated 2 lg recs SKP
 ✓ USPTO Case 1/1546 Updated 2 lg rec SKP
 ✓ USPTO Case 1/1553 Updated 2 lg rec ARS
 ✓ USPTO Case 1/1565 Missing facts TCB
 ✓ USPTO Case 1/1565 2 lg recs TCB
 ✓ USPTO Case 1/1309-1-PC1 2 lg rec ARS
 ✓ USPTO Case 5/1284 same Notification DD
 ✓ USPTO Case 1/1497 Updated 2 lg recs SKP
 ✓ USPTO Case 9/272 Record Assign TXW
 ✓ PCT Case 9/279 PCT Notified of Election LD

recd USPTO Case 9/379 PV Prov 2 lg AB
 out Thru App "The Inhibition of TNF α in LPS... p38 MAPK" AB
 out USPTO Case 10/663 RP Prov App AB

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VETERAN'S DAY

November 11, 2004

In ✓ USPTO Letters Patent Case 13/082 S1CP
 ✓ USPTO Letters Patent Case 1/1292-1-C1 TXW
 ✓ USPTO Notice of Allowance Case 1/1322 ADS
 Memo 11/10 Mon for "Mouse Lemphorn Hybridization for the Detection of the MPM
 JAX" 11 Hertz Case 10/05024 Cert Copy not received S1CP

out USPTO Case 13/124 IDS PD
 out Mon App "Discovery of Novc/IF-1 antagonists" PD
 out USPTO TM C/CAO-UP New Application U.S.D.
 out USPTO Case 5/1313 Response to Notice of Appeal JKT
 out USPTO Case 9/265 Missing Parts PD
 out USPTO Case 9/265 Second Assign PD

November 12, 2004

In Under Letter 11/9 DK Cause Case 11612 Desk Eng. Spec. - Printer DD
 Ltr 11/9 Hovey Williams Case 10/625 Brazil AD UMD
 Ltr 11/11 T Kelly Monks "The Evolution of Synthetic¹⁰ rel. Drug Proj" HPM
 ✓ US PTO Case 11/1548 Updated 2 lgs Receipt ARS
 ✓ US PTO Case 11/186-r-Cr 2 lgs Rec TXW
 ✓ US PTO Case 11/1569 Missing Parts ARS
 X US PTO Case 11/1569 Incomplete Letter ARS
 ✓ US PTO Case 11/1569 2 lgs Receipt ARS
 ✓ US PTO Case 11/307 Missing Parts DD
 ✓ US PTO Case 11/307 2 lgs Rec DD
 ✓ US PTO Case 11/509 Updated 2 lgs Rec TXW

out not met US PTO Case 10/662 Now know 2 lgs ID
 met US PTO Case 11/588 Now know 2 lgs TCB
 out US PTO Case 9/278 Correct 2 lgs Receipt AB
 out US PTO Case 9/222 Resp to AD AB

November 15, 2004

✓ Copy E-Mail 11/2 Kitzler Case 13/11/4 Assign & Dealies ID
 JAX 2 B Dehn Case 1/1578 Jiling Date Corrected ADS
 Ltr Kaplan & Palmer Case 1/1068 50-r-cr Prelim Agmt MMD
 Ltr Hakey & Williams PCT B/H Case 10/053 PV MMD
 O'Meara Case 13/125 13 Cert Copies ID
 X Order Letter via E-Mail re Non Prov 2 Lg (sent directly to AB) AB
 ✓ US PTO Case 1/1552 Updated 2 Lg Receipts ARS
 ✓ PCT Case 9/291 PCT P/ment of Dees TRW
 ✓ US PTO Case 5/1310 Petition Printed SKY
 ✓ PCT Case 9/290 PCT P/ment of Dees DT
 ✓ US PTO Case 9/320 PV Corrected 2 Lg Rec SD
 ✓ PCT Case 9/266 PCT Communication of P/ment Application ID
 Mon Rev "C Molecular Docking Studies of Epigenetically Activated Compounds" T Kelly MPM

out US PTO Case 1/1293 Reply - 10/11/4 Advisory Letter
 out US PTO Case 1/1563 Record Assign ADS
 out US PTO Case 1/1563 Declaration ADS
 out US PTO Case 1/1563 ADS ADS
 out US PTO ADS Case 1/1449 ADS
 out Mon app "The Evolution of Synthetic Pol. Drug Receptors" ARS
 out Mon app "Neuron Dendrophore & Dendrophore etc" AB

✓

November 16, 2004 159

✓ Ltr MPT Manager Re Melusky / Lepely License - To KChengrute & Bartel MP4
 Ltr Patent Process Request Information (M/CALDIS) After Chem MP4
 ✓ PCT Case 9/253 PCT Int'l Prelim Exam Report TXW
 Ltr Daley 11/12 Invaria Oct 2004 MMJ
 X USPTO Deposit Account Stmt 10/29/04 Map
 ✓ NY USPTO Case 1/1554 Record Assign PD
 ✓ PCT Case 9/285 PCT Int'l Search Report AB
 ✓ USPTO Case 1/1257 - 1-C1 OA SKP
 ✓ USPTO Cases 9/229 Issue Notification AB
 ✓ USPTO Cases 9/226 Issue Notification AB
 ✓ USPTO Cases 1/1176 Notification of Abandonment SKP
 ✓ USPTO Case 13/091 Issue Notification DD

out USPTO Case 9/331 PV Prop 2ly ARS
 out USPTO Case 1/1390/1416 Declaration ARS
 out USPTO Cases 1/1390/1416 Record Assign ARS
 out USPTO Case 1/1587 Non Prop 2ly ID
 out USPTO Case 1/1206-1-P1 Amendment in Response TCB
 out USPTO Case 9/271 Record Assign PD
 out USPTO Case 9/271 Record Assign PD
 out Man app "Ultrasonic Vibration Prod of Resonating Ratio etc" SKP
 out USPTO Case 9/327 PV Prop 2ly DD
 out USPTO Case 1/1230 Response TCB
 out USPTO Case 1/1542 Record Assignment ADS
 out USPTO Case 1/1564 Record Assignment ADS
 out USPTO Case 1/1542 ADS ADS
 out USPTO Case 1/1564 Declaration ADS
 out USPTO Case 1/1564 ADS ADS

✓ In	USPTO Case 3/334-6 - C5 notice of abandonment	TCB
✓ In	USPTO Case 9/290 Missing parts	DD
✓ 160 In	USPTO Case 9/290 Jly Receipts	DD
✓ In	USPTO Case 1/1529 Updated Jly Rec	TXW
✓ In	Monoff "Malicious Inventing Study" etc AB November 17, 2004	
✓ In	Ltr M Loss 11/15 Case 1/1572 Assign + Declaration	ADS
	11/10 Case 1/1560	TXW
	11/04 Case 1/1532	TXW
	Ltr M Loss 11/65 Case 1/1461 N Assign + Decl	ADS
	Ltr Harvey Williams Case 10/057 Duty to Disclose	MPH
✓	USPTO Case 9/209 Advisory Action	FD
	Ltr JB Dehn 11/15 Case 1/1578 English Translation	ADS
✓	Order Letter Case 1/1590 Disk English Translation - prior art	AB
	Ltr 11/15 Dubendorf Case 1/1517 PCT Prior Art - Int'l Search Rep TXW	
X	USPTO Notice of Customer Number Record Change	S/Kline
X	#23703 28501 28502 28503 28505 28506 28509	"
X	28510 28512 28513 28517 28518 28519 28520	"
✓ In	USPTO Case 1/1529 Updated Jly Receipts	TXW
✓	PCT Case 9/249 PCT steps required	ARS
✓	USPTO POSTCARD Case 1/1535 Requesting Jly Receipts	TXW
✓	1/1343-1-C 1 Cont Jly	ARS
✓	5/1315-1-C 1 Status Inquiry	AB
✓	9/225 Same Dec	FD
✓	1/1593 Non know Jly	ADS
✓	1/1589 Non know Jly	ADS
✓	13/120 IDS	FD
✓	9/378 PV Prov Jly	DD
✓	1/1343 Ext of Time	ARS
✓	1/1787 PV Prov Jly	TCB
✓	1/1582 Non know Jly	TCB
✓	1/1409 Resp to OA	FD
✓	1/1583 Non know Jly	TCB
In	USPTO POSTCARD Case 13/083-1-C1 Supply w/brand	SKP
out	USPTO Case 1/1595 Non know Jly	TCB
out	USPTO Case 1/1565 Declaration	TCB
out	USPTO Case 1/1209 IDS	ADS
out	USPTO Case 1/1209-1-C1 IDS	ADS
In	USPTO POSTCARD Case 9/244 Amendment	DD



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Bernd DISSE

Serial No.: 10/644,333

Filed: 08/20/2003

Docket: 1/1196-1-C1

For: Compounds For Treating Inflammatory Diseases

STATEMENT BY NANCY O'GRADY
EXHIBIT D

Dear Sir:

I, Nancy O'Grady, solemnly state and declare as follows:

1. I am an employee in the Intellectual Property Department (hereinafter 'the Department') at Boehringer Ingelheim and I joined the Department in July 2003 as an Administrative Assistant, and I presently hold the position of Patent Administrator. In my current capacity I log the incoming and outgoing mail including official communications from the USPTO such as Official actions.

2. I attest that the documents submitted by practitioner, Andrea D. Small, Reg. No. 54,859, in support of the petition to revive application number 10/644,333 are complete and accurate to the best of my knowledge. These documents include:

- (a) a copy of all replies docketed for a date three months from the mail date of the nonreceived office action, where no due date was generated for Office communication dated October 15, 2004 (Exhibit B); and
- (b) copies of the official log entries for incoming and outgoing mail during the time period between October 15, 2004 and November 17, 2004, where no entry of incoming mail for communication dated October 15, 2004 for application 10/644,333 was made. (Exhibit C).

3. I aided the practitioner in her search for the Office communication of October 15, 2004 in relation to application number 10/644,333 and the search did not yield any evidence of receipt of said Office communication by our Department.

The undersigned declares further that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 1-10-06

Signature: Nancy A. O'Brady
Name: Nancy A. O'Brady

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